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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/694,530	10/23/2000	Zaher Al-Sheikh	ZAS-10204/03	9685

25006 7590 12/31/2003

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EXAMINER

DANG, DUY M.

ART UNIT	PAPER NUMBER
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2621

DATE MAILED: 12/31/2003

6

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/694,530

Applicant(s)

AL-SHEIKH, ZAHER

Examiner

Duy M Dang

Art Unit

2621

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 01 October 2003 and 18 November 2003.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-9 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-9 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 23 October 2000 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☒ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s). _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449) Paper No(s) <u>5</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. The Declaration filed on 10/1/03 under 37 CFR 1.131 has been considered but is ineffective to overcome the DeBrouse reference.

It is noted that the provisional patent application Serial No. 60/060,817 does not support the features claimed in the instant application. Therefore, the effective filing date of the instant application is October 23, 2000 and the DeBrouse reference is still qualified as a prior art.

The following claimed features in the instant application are not original supported by the provisional patent application Serial No. 60/060,817:

-a process for encoding in claim 1; ink color in claims 3 and 7; non-smudgeable ink in claim 5; machine readable data series, bar code, magnetic strip encoding an alphanumeric code, a video display coupled to computer database...on said video display in claim 8; a process for encoding, encoding a machine readable data series, bar code, magnetic strip, reading the data series to said computer database, and video display in claim 9.

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. Claims 1-9 are rejected under 35 U.S.C. 102(e) as being anticipated by DeBrouse (US Patent No. 5,920,053).

Regarding claim 1, DeBrouse teaches a process for encoding a boarding pass with an image of a passenger to facilitate identify verification (see figure 1), comprising the steps of:

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verifying the identity of the passenger prior to the boarding and at a location beyond security perimeter (see col. 3 line 67 to col. 4 line 1);

taking an electronic image of the passenger with a camera capable of generating computer-storage image output (see camera 30 of figure 1 and col. 3 lines 58-60); and

printing a human-cognizable image of the passenger directly onto said boarding pass (see col. 3 lines 62-63).

Regarding claim 2, DeBrouse further teaches associating said computer storable image output with an individual travel datum of the passenger (see figure 5).

Regarding claim 3, and 5, DeBrouse further teaches these claimed features (see boarding 120 of figure 1 and generally shown in figure 5).

Regarding claim 4, DeBrouse further teaches centralized database (see "airline computer system" mentioned in col. 3 lines 60).

DeBrouse further teaches: a video display (i.e., video monitor 50 of figure 1) as required by claim 6.

Regarding claim 7, DeBrouse teaches a travel boarding pass system for verifying the identity of a bearer (see figure 1) comprising:

a self-support boarding pass having a human-cognizable image of the bearer printed thereon, the human-cognizable image being printed in an ink color associated with a transport departure of the bearer (see col. 3 line 56 to col. 4 line 3 in together with "boarding pass" 120 of figure 1).

Regarding claim 8, DeBrouse teaches a travel boarding pass system for verifying the identity of the bearer (see figure 1) comprising:

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a self-support boarding pass having a machine readable data series selected from the group consisting of a bar code and magnetic strip encoding an alphanumeric code (see col. 3 lines 62-63);

a computer database storing a bearer associated with the reference number (see "airline computer system" mentioned in col. 3 line 60); and

a video display (see video monitor shown at 50 of figure 1) .

Claim 9 is also rejected for the same reasons as set forth in claims 1 and 7-8 above.

4. Applicant's arguments filed 10/1/03 have been fully considered but they are not persuasive.

The Examiner's response to Declaration in paragraph 1 above is incorporated herein.

5. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

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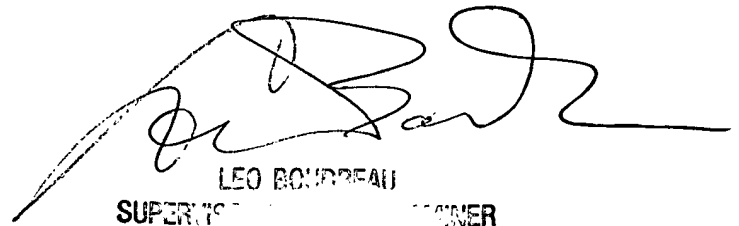
6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Duy M Dang whose telephone number is 703-305-1464. The examiner can normally be reached on Monday to Thursday from 6:30AM to 5:00PM..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Leo H Boudreau can be reached on 703-305-4706. The fax phone numbers for the organization where this application or proceeding is assigned are 703-872-9306 for regular communications and 703-872-9306 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-306-0377.



dmd
12/23/03


LEO BOUDREAU
SUPERVISOR
TECHNICAL SERVICES
UNIT 2621